

**THE MINUTES OF THE HOUSE STANDING COMMITTEE
ON
JUDICIARY**

Wednesday, March 7, 2007

9:00 a.m.

Room 521 House Office Building

The House Standing Committee on Judiciary was called to order by **Representative Paul Condino**, Chair.

MEMBERS PRESENT: Representatives Condino, Coulouris, Bieda, Corriveau, Meadows, Meisner, Scott, Virgil Smith, Warren, Schuitmaker, Elsenheimer, Stakoe, Rick Jones and Rocca.

MEMBERS ABSENT/EXCUSED: Representative David Law.

Representative Meadows moved to adopt the minutes of the **February 28, 2007**, meeting. There being no objection, the motion prevailed by unanimous consent.

Chairman Condino laid **HB 4167** and **HB 4168** before the committee:

HB 4167	Clack	Crimes; weapons; penalties for intentionally discharging a firearm from vehicle; increase under certain circumstances.
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HB 4168	Clack	Criminal procedure; sentencing guidelines; sentencing guidelines for increased penalties for crime of intentionally discharging a firearm from a motor vehicle causing serious impairment of a body function; enact.
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TESTIMONY

Representative Clack, sponsor of HB 4167 and HB 4168, explained her bills to the committee.

David Leyton, Genesee County Prosecuting Attorney, testified in support of the bills.

David K. Felbeck, a Michigan Coalition for Responsible Gun Owners (MCRGO) Legislative Analyst, submitted written testimony in opposition to HB 4167.

Representative Bieda moved to adopt the substitute **(H-1)** to **HB 4167**.

The motion prevailed by a vote of **12-0-0**.

FAVORABLE ROLL CALL:

Yeas: Representatives Condino, Coulouris, Bieda, Corriveau, Meadows, Scott, Virgil Smith, Warren, Schuitmaker, Stakoe, Rick Jones and Rocca,
Nays: None,
Pass: None.

Representative Bieda moved to adopt the substitute **(H-1)** to **HB 4168**.

The motion prevailed by a vote of **12-0-0**.

FAVORABLE ROLL CALL:

Yeas: Representatives Condino, Coulouris, Bieda, Corriveau, Meadows, Scott, Virgil Smith, Warren, Schuitmaker, Stakoe, Rick Jones and Rocca,
Nays: None,
Pass: None.

Representative Bieda moved to report **HB 4167** with recommendation, as substitute **(H-1)**.

The motion prevailed by a vote of **13-0-0**.

FAVORABLE ROLL CALL:

Yeas: Representatives Condino, Coulouris, Bieda, Corriveau, Meadows, Meisner, Scott, Virgil Smith, Warren, Schuitmaker, Stakoe, Rick Jones and Rocca,
Nays: None,
Pass: None.

Representative Bieda moved to report **HB 4168** with recommendation, as substitute **(H-1)**.

The motion prevailed by a vote of **13-0-0**.

FAVORABLE ROLL CALL:

Yeas: Representatives Condino, Coulouris, Bieda, Corriveau, Meadows, Meisner, Scott, Virgil Smith, Warren, Schuitmaker, Stakoe, Rick Jones and Rocca,
Nays: None,
Pass: None.

Chairman Condino laid **HB 4301** before the committee:

HB 4301	Condino	Insurance; no-fault; serious impairment of body function; define, and provide for general amendments.
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TESTIMONY

Rob Anderson, representing the Michigan Farm Bureau, submitted a card in opposition to the bill and did not wish to speak.

Amanda Fisher submitted a card in opposition to the bill and did not wish to speak.

Chairman Condino offered the following amendments to **HB 4301**:

1. Amend page 6, line 22, after “**AMOUNTS.**” by striking out the balance of the subsection.
2. Amend page 7, line 2, after “**DECISION.**” by striking out the balance of the line through “**(7)**” on line 3 and inserting:
“**(11) THE CHANGES MADE**”.

Representative Meadows moved to adopt the amendments.

The motion prevailed by a vote of **13-0-0**.

FAVORABLE ROLL CALL:

Yeas: Representatives Condino, Coulouris, Bieda, Corriveau, Meadows, Meisner, Scott, Virgil Smith, Warren, Schuitmaker, Stakoe, Rick Jones and Rocca,
Nays: None,
Pass: None.

Representative Meisner moved to report **HB 4301** with recommendation, as amended.

The motion prevailed by a vote of **9-4-0**.

FAVORABLE ROLL CALL:

Yeas: Representatives Condino, Coulouris, Bieda, Corriveau, Meadows, Meisner, Scott, Virgil Smith, Warren,
Nays: Representatives Schuitmaker, Stakoe, Rick Jones and Rocca,
Pass: None.

Chairman Condino laid **HB 4228** before the committee:

HB 4228	Condino	Criminal procedure; evidence; drug analysis field test; allow as admissible evidence in preliminary hearings.
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TESTIMONY

Chairman Condino, sponsor of HB 4228, explained his bill to the committee.

Greg Zarotney, representing the Michigan State Police, testified in support of the bill.

Representative Stakoe moved to report **HB 4228** with recommendation.

The motion prevailed by a vote of **13-0-0**.

FAVORABLE ROLL CALL:

Yeas: Representatives Condino, Coulouris, Bieda, Corriveau, Meadows, Meisner, Scott, Virgil Smith, Warren, Schuitmaker, Stakoe, Rick Jones and Rocca,

Nays: None,

Pass: None.

Representative Schuitmaker moved to excuse absent members from the committee. There being no objection, the motion prevailed by unanimous consent.

There being no further business to come before the committee, the Chair adjourned the meeting at 9:58 a.m.

Representative Paul Condino, Chair
House Standing Committee on Judiciary
Malika Abdur-Rashid
Committee Clerk
517-373-7256
58 Minutes